



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1775

Introduced 2/20/2015, by Sen. Bill Cunningham

SYNOPSIS AS INTRODUCED:

New Act
325 ILCS 40/3.6 new

Creates the Safeguard Our Children Act. Provides that any child or person in the care of the Department of Children and Family Services who is placed in a residential facility under contract with the Department shall be reported as missing to the local law enforcement agency within whose jurisdiction the facility is located, if: (1) there is no contact between an employee of the facility and the child or person within a period of 12 hours; and (2) the child or person is absent from the facility without prior approval. Requires the operator of the residential facility to inform the child's or person's caseworker that the child or person has been reported as missing to the appropriate local law enforcement agency; and to also report the child or person as missing to the National Center for Missing and Exploited Children and to the sheriff of the county in which the facility is located. Requires the operator of the residential facility to record a Plan of Care for any child or person who resides at the facility and who plans to leave the facility temporarily for more than 24 hours. Requires the Plan of Care to contain certain information. Defines terms. Amends the Intergovernmental Missing Child Recovery Act of 1984. Requires the Department of State Police to develop a standard missing persons alert for the LEADS network for use when a child or person in the care and legal custody of the Department of Children and Family Services is reported as missing to a local law enforcement agency. Provides that the standard missing persons alert shall contain certain information.

LRB099 08363 KTG 31219 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning children.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 Safeguard Our Children Act.

6 Section 5. Definitions. In this Act:

7 "Caseworker" means an employee of the Department of
8 Children and Family Services who is assigned case management
9 duties concerning a child or person under the care and legal
10 custody of the Department.

11 "Child or person" means any child or person, regardless of
12 age, who is under the care and legal custody of the Department
13 of Children and Family Services.

14 "Department" means the Department of Children and Family
15 Services.

16 "Plan of Care" means a written or electronic document that
17 details the information required under Section 15 of this Act.

18 Section 10. Duty to report. Any child or person in the care
19 of the Department who is placed in a residential facility under
20 contract with the Department pursuant to the Children and
21 Family Services Act shall be reported as missing to the local
22 law enforcement agency within whose jurisdiction the facility

1 is located, if:

2 (1) there is no contact between an employee of the
3 residential facility and the child or person within a
4 period of 12 hours; and

5 (2) the child or person is absent from the residential
6 facility without prior approval.

7 The operator of the residential facility shall inform the
8 child's or person's caseworker that the child or person has
9 been reported as missing to the appropriate local law
10 enforcement agency. The operator of the residential facility
11 shall also report the child or person as missing to the
12 National Center for Missing and Exploited Children and to the
13 sheriff of the county in which the residential facility is
14 located.

15 Section 15. Plan of Care. The operator of a residential
16 facility under contract with the Department shall record a Plan
17 of Care for any child or person who resides at the facility and
18 who plans to leave the facility temporarily for more than 24
19 hours. A child's or person's Plan of Care must contain the
20 following information:

21 (1) The location of the place that the child or person
22 intends to visit after leaving the residential facility.

23 (2) The contact information of the individual the child
24 or person intends to stay with after leaving the
25 residential facility.

1 (3) The duration of the visit.

2 (4) The expected time or date the child or person
3 intends to return to the residential facility.

4 Section 20. The Intergovernmental Missing Child Recovery
5 Act of 1984 is amended by adding Section 3.6 as follows:

6 (325 ILCS 40/3.6 new)

7 Sec. 3.6. Standard missing persons alert. The Department
8 shall develop a standard missing persons alert for the LEADS
9 network for use when a child or person in the care and legal
10 custody of the Department of Children and Family Services is
11 reported as missing to a local law enforcement agency. The
12 standard missing persons alert shall contain (i) a notice that
13 the missing child or person is to be returned to the custody of
14 the Department of Children and Family Services and (ii) a
15 listing of the Department of Children and Family Services'
16 State-wide, toll-free telephone number established under
17 Section 35.6 of the Children and Family Services Act. Upon the
18 safe return of the missing child or person to the Department of
19 Children and Family Services, an employee of the Department of
20 Children and Family Services shall contact the local law
21 enforcement agency that entered the standard missing persons
22 alert into LEADS and request that the alert be removed from the
23 LEADS network.